

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3129

By: Bennett

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5  
6 AS INTRODUCED

7 An Act relating to child support; defining term;  
8 requiring biological father to pay a percentage of  
9 certain expenses; providing exception; providing for  
10 reduction of percentage under certain circumstances;  
11 providing for retroactive application; directing  
12 court to order payment under certain circumstances;  
13 providing for codification; and providing an  
14 effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified  
17 in the Oklahoma Statutes as Section 112.1B of Title 43, unless there  
18 is created a duplication in numbering, reads as follows:

19 A. In this section, "pregnancy expenses" means an amount equal  
20 to:

21 1. The sum of a pregnant mother's:

22 a. health insurance premiums while pregnant that are not  
23 paid by an employer or government program, and  
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1           b.    medical costs related to the pregnancy, incurred after  
2                    the date of conception and before the pregnancy ends;  
3                    minus

4           2.    Any portion of the amount described in paragraph 1 of this  
5 subsection that a court determines is equitable based on the  
6 totality of the circumstances, not including any amount paid by the  
7 mother or biological father of the child.

8           B.   1.   Except as otherwise provided in this section, the  
9 biological father of a child has a duty to pay fifty percent (50%)  
10 of the mother's pregnancy expenses.

11           2.    If paternity is disputed, the biological father owes no duty  
12 under this section until the biological father's paternity is  
13 established.

14           3.    Any portion of a mother's pregnancy expenses paid by the  
15 mother or the biological father reduces that parent's fifty-percent  
16 share under subsection B of this section, not the total amount of  
17 pregnancy expenses, and shall apply regardless of when the mother or  
18 biological father pays the pregnancy expenses.

19           4.    Pregnancy expenses may be retroactively collected and  
20 awarded, including in the case where paternity is established  
21 subsequent to the birth of the child.

22           C.    If a person seeks payment under subsection B of this section  
23 by providing documentation of payments, medical expenses, and  
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1 insurance premiums, the district court shall, after review, order  
2 the payment of the expenses.

3 SECTION 2. This act shall become effective November 1, 2022.

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5 58-2-8899 CMA 12/28/21

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